

**TOWN OF ELSMERE  
BOARD OF ADJUSTMENTS  
MEETING MINUTES**

**May 25, 2010  
6:30 P.M.**

**PLEDGE OF ALLEGIANCE:**

**CALL TO ORDER:**

**ROLL CALL:**

Board Member Patricia Boyd – Present  
Board Member James Personti – Present  
Board Member John Smith – Present  
Board Member Thomas Manuel – Absent  
Chairman Paul Chalfant – Present

**OLD BUSINESS:**

None

**NEW BUSINESS:**

The Board of Adjustment Reviewed Petition 10-05 tax parcel number 1900-800-381 also known as 1410 Cypress Avenue.

Ms. Ellen Narvell introduced herself as the Regional Property Manager for this complex.

Town Manager, John Giles spoke stating that he has spoken with the attorney to the Apartment Complex and they have come to an agreement that they will pay all costs associated with Citation Number 10-4-0142 and the code enforcement office will not pursue the remaining citations. The applicant is present to withdraw their petition.

At this time the application was withdrawn.

The Board of Adjustment Reviewed Petition 10-04 tax parcel number 1900-500-072 also known as 400 New Road.

Mr. Giles informed the Board that there are several variances requested here and the Planning Commission and the Mayor and Council have already reviewed this

petition. The sale has been approved by the State of Delaware to allow the sale of the property.

Chairman Chalfant read the requested variances aloud.

Mr. Lou Pritzker presented the application and asked the Board if they had any questions regarding this petition.

The Board Members in attendance stated they did not have any questions.

Chairman Chalfant asked if we have received any type of correspondence with the neighbors.

Code Enforcement Officer Brian Swift, responded that they have not.

No questions from the public.

**ACTION:** A motion was made by Board Member Smith to approve Petition 10-04. The motion was seconded by Board Member Personti.

**VOTE:**

All in favor      Vote: 4-0 with 1 Absent      Motion Carried

**ITEMS SUBMITTED BY CHAIRMAN AND BOARD MEMBERS:**

None

**PUBLIC COMMENT:**

None

**APPROVAL OF MINUTES:**

Minutes from the January 26, 2010 Board of Adjustment Meeting

**ACTION:** A motion was made by Board Member Smith to approve the minutes of the January 26, 2010 Board of Adjustment Meeting. The motion was seconded by Board Member Boyd.

**VOTE:**

All in favor      Vote: 3-0 with 1 Absent, 1 abstained      Motion Carried

Minutes from the March 23, 2010 Board of Adjustment Meeting

Chairman Chalfant had a correction on page 2 paragraph 3, Elsmere should be capitalized. Page 3 action should be made by Chairman Chalfant only made the motion, Board Member Smith made the second.

**ACTION:** A motion was made by Board Member Personti to approve the minutes of the March 23, 2010 Board of Adjustment as corrected. The motion was seconded by Chairman Chalfant.

**VOTE:**

All in favor      Vote: 4-0 with 1 Absent      Motion Carried

Chairman Chalfant stated that he will not be present at the June Board Meeting.

**ADJOURNMENT:**

**ACTION:** A motion was made by Board Member Smith to adjourn. The motion was seconded by Board Member Personti.

**VOTE:**

All in favor      Vote: 4-0 with 1 Absent      Motion Carried

At this time the meeting was adjourned.

These minutes summarize the agenda items and other issues discussed at the March May 25, 2010 Board of Adjustment Meeting. Votes are recorded accurately. The audio tape(s) of this meeting will be available at Town Hall for a period of two years from the date these minutes are approved. The audio tape(s) may be reviewed at Town Hall by appointment and in accordance with the Freedom of Information Act.

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**PAUL CHALFANT, CHAIRMAN**

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**JAMES PERSONTI, SECTRARY**